

MEETING #32 September 10

At a Regular Meeting of the Madison County Board of Supervisors on September 10, 2013 at 3:00 p.m. in the Madison County Administrative Center Auditorium located at 414 N. Main Street:

PRESENT: J. Dave Allen, Chairman
Doris G. Lackey, Vice-Chair
Jerry J. Butler, Member
Pete J. Elliott, Member
Jonathon Weakley, Member
Ernie Hoch, County Administrator
Phillip Tartaglia, Finance Director
V. R. Shackelford, III, County Attorney
Jacqueline S. Frye, Clerk of the Board

1. Regular Meeting Agenda

Chairman Allen called the meeting to order and noted that all members are present and a quorum was established.

2. Pledge of Allegiance & Moment of Silence

The Board of Supervisors commenced their meeting with the Pledge of Allegiance, a moment of silence and a period of reflection on the September 11, 2001 (9-11) attacks.

3. Adopt Agenda

Chairman Allen advised the school system would like the Board to consider a resolution added to today's packet; the Board will also need to consider an issue in closed session involving consultation with the County Attorney pertaining to a zoning matter.

Supervisor Elliott asked that Item 7-a (Decals on County Vehicles) be removed from today's agenda, as he is **satisfied** with the information that has been provided on this issue.

After discussion, on motion of Supervisor Butler, seconded by Supervisor Weakley, today's Agenda was adopted as amended, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

4. Jack's Shop Sesquicentennial Commemoration Update

Mr. Von Raab and Mr. Doug Graves were present to provide an update on the events scheduled in honor of the Jack's Shop Sesquicentennial Celebration; there will be two (2) more lectures within the coming week (beginning at 7:00 p.m.); events will be scheduled on Friday, 9/20 at the local high school for students and also on Saturday, 9/21, for the general public; a museum will also be onsite for visitors to attend and see artifacts; visitors will also be able to take a tour of the Liberty Hill Camp in Rapidan which will be done on a 'first come – first serve' basis; a camp will also be set up at Camp Crockett; formation drills will commence at 8:45 a.m. and will last about two (2) hours (Blue Ridge Turnpike, Rochelle, Jacks' Shop Road and then onto Liberty Hill in Rapidan). In closing, Mr. Graves thanked all who contributed their time and effort to help make the historic event possible.

5. Monthly Reports

a. Department Heads (if necessary)

b. Constitutional Officers (if necessary)

c. VDOT (if any)

The County Administrator and Town representatives recently meet with VDOT to discuss possible grant opportunities (i.e. economic development and matching grant opportunities) to assist with building roads onto recreational properties (i.e. Hoover Ridge), developing roads on commercial properties for future usage, and fund a study on the Route 29 Corridor overpass (i.e. Fairground Road, WMS, MCHS and MPS); the Town is also interested in finishing sidewalks improvements along Main Street and there are some town roads that need paving – VDOT is looking to implement long-term plans to develop an overpass at Fairground Roads (which will provide a safe passage to most of the schools) – they're also looking to implement a feasibility study in order to initiate a paving schedule for the Town with phasing being an option for future projects funded by any available grant funding.

Concerns were verbalized as to whether grant funding could be moved through the Six Year Road Improvement Plan, and whether a VDOT representative will be attending on a monthly basis to assess citizen requests.

The County Administrator advised that some of the grants being investigated require matching funds; the PRA will be asked to look at doing a presentation concerning the development of roads at Hoover Ridge which can be done in phases. In closing, he advised the VDOT representative has indicated he will attend the Board meetings four (4) times a years (i.e. quarterly) – he will attend the October Regular Meeting; any citizen concerns should be passed along to the County Administrator.

d. School Superintendent (if necessary)

Dr. Matt Eberhardt, Superintendent, was present and provided an overview of concerns regarding the Virginia School Boards and Norfolk Public Schools filing suit to invalidate OEI Legislation (attached to minutes); the Madison County School Board has acted on a Resolution in support of the VSBA and Norfolk City School Board OEI Lawsuit; the law was enacted during the 2013 session of the General Assembly without regard to Article 7, Section 7, which clearly indicates the supervision of each Virginia school division will be vested in a school board comprised of elected local individuals. In closing, he asked the Madison County Board of Supervisors to take action in support of tonight's resolution as presented by the school system.

Although there was concern from the Board as to the purpose for which the OEI was established, there was also a comment that the imposed guidelines will cause the teachers and school staff to work harder to meet the goals established.

In closing, Dr. Eberhardt advised there will be a ribbon cutting ceremony has been scheduled for Friday (9/13) at 2:30 p.m. - all students will be on site and community members are invited to attend; from 4:00 p.m. to 6:00 p.m., a mountaineer fest will be underway, followed by the first home football game beginning at 6:30 p.m.

e. Introduction – New Health Director, Dr. Cee Ann Davis

Chairman Allen introduced Dr. Cee Ann Davis, Health Director, to Madison County.

Dr. Davis expressed excitement to be back in Madison County to serve the citizens; contact information has been left with the County Administrator; she thanked the Board for the warm welcome.

f. Bond Release (if any)

None.

g. Finance Office

i. Certificate of claims – General Operations (July2013 – FY2014)

On motion of Supervisor Butler, seconded by Supervisor Lackey, the Certificate of Claims for General Operations (July 2013 – FY2014) totaling \$926,438.95 are approved as submitted, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

ii. Certificate of Claims- Debt Service (July 2013 – FY2014) [if any]

None

iii. Certificate of Claims – Tourism Enhancement (July 2013 – FY2014)

Supervisor Weakley suggested the Board invite Tracey Gardner, Tourism Director, be invited to provide input on the campaign to have signs displayed throughout the County (i.e. Entrance, promotion)

Supervisor Weakley moved that the Board approve the Certificate of Claims for Tourism Enhancement for July 2013 – FY2014, totaling \$20,832.49, seconded by Supervisor Butler.

Supervisor Lackey questioned the amount of funding requested for Graves' Mountain Lodge (\$4,350.00) and whether this expense has ever been covered by the County in the past, as this isn't a "County" activity.

After discussion, Supervisor Weakley withdrew his motion – Supervisor Butler withdrew his second; it was the consensus of the Board to also inquire with Ms. Gardner about this expense at the September workshop session – approval will be deferred until the next meeting.

iv. Supplemental Requests – General Operations (July 2013 – FY2014)

1. Clerk of the Court	#21700-5896; 230700	Library Grant	\$10,111.00
2. Sheriff – Law Enf.	#31200-5305; 180916	Insurance Claim – Auto	\$ 1,102.00
3. Animal Control	#35103-5305; 180916	Insurance Claim – Auto	\$ 60.00
4. Rappahannock-Rap.	#81600-5645; 180301	Rebates & Refunds	\$ 1,236.49
5. Parks & Recreation	#71100-5690; 161201	PRA- Youth Prog. July Dep.	\$ 7,648.00
6. Parks & Recreation	#71100-5691; 161201	PRA Other Pmts. – July Dep.	\$ 675.00

TOTAL: \$20,832.49

Supervisor Lackey moved the Board approve the supplemental appropriation requests for July 2013 – FY2014, totaling \$20,832.49, seconded by Supervisor Weakley, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

g. Minutes #25 through #30

Supervisor Lackey moved the Board approve Minutes #27, #28 and #30 as submitted, seconded by Supervisor Weakley, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye

Pete J. Elliott	Aye
Jonathon Weakley	Aye

Supervisor Weakley moved the Board approve Minutes #29 as submitted, seconded by Supervisor Butler, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Abstain
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

6. Consent Agenda:

None.

7. Discussion/Action Items:

a. Decals On County Vehicles (item removed)

c. CIP

i. Status/review

ii.Appropriation

The County Administrator advised an appropriation that was made for \$1,581,528.01 and approved by the Madison County Board of Supervisors on August 14, 2013; per discussions, adjustments were made at post year which resulted in a change to some of the funding categories, but not to the appropriated amount as noted. Although the appropriation amount hasn't changed, the Board will need to approve a slight change in the categories and reappropriate today's noted funding amount.

Concerns were verbalized as to whether the \$225,000.00 allocated for the restrooms at the middle school will be increased.

The County Administrator advised that only \$114,000.00 will be appropriated toward Item 7a of the project list (\$109,000.00 will remain) to cover the existing contract awarded for the project in August 2013.

Supervisor Butler questioned whether there are any increases to the original CIP project appropriations, to which the County Administrator advised there have been none.

Supervisor Elliott motioned the Board approve the appropriation as submitted, seconded by Supervisor Butler, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

d. Topping Fund Recommendation/Update

The County Administrator provided a spreadsheet of expenditures from the Topping Estate funding (attached to minutes) that was provided to the Madison County Animal Shelter (total of \$166,190.66); expenditures to date have been for the stock and rescue trailer, spay/neuter program, construction project, VDOT application and signage; additional funding will be requested for:

- a) Decals for both trailers (i.e. stock, rescue - \$3,615.00)
- b) Ceramic tile (for three (3) additional rooms [325 sq. ft.] - \$7,560.00)

Fencing/gate modifications are being assessed (firm pricing hasn't yet been attained); \$15,000.00 has been appropriated into the spay/neuter program thus far - \$807.00 is the remaining balance in the program; additional funds can be appropriated today should the Board wish to continue funding this program in an effort to help with adoptions.

Greg Cave, Animal Control Officer, advised the spay/neuter program has helped increase local adoptions since its initiation.

Supervisor Weakley suggested the Board appropriate an additional \$5,000.00 into the spay/neuter program to assist with adoptions.

A grand opening will be scheduled for Saturday, October 5, 2013.

Supervisor Lackey moved the Board appropriate \$11,565.00 for the Madison Animal Shelter to fund the projects listed (in today's spreadsheet).

Supervisor Elliott advised he was in favor of appropriation \$6,565.00, but wasn't in support of allocating an additional \$5,000.00 for the spay/neuter program, as anyone who adopts an animal should assume all responsibilities involved. In closing, he has concerns that an expansion may be needed in the future and there will not be funding available to do so.

Supervisor Elliott motioned the Board appropriate \$6,565.00 for the Madison Animal Shelter to fund the projects listed (excluding the spay/neuter program), seconded by Supervisor Butler, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Nay

e. EMS Staffing Request

Chairman Allen advised there was discussion at the last workshop pertaining to a recent staffing request.

Concerns were verbalized by the Board as to why part-time staff can't be used to cover the additional hours; it was also suggested that although funding will be offset by overtime and part-time funding, measures could be reviewed during future budgetary sessions in an attempt to remedy this type of issue in the future.

Lewis Jenkins, Director of Emergency Medical Services, was present and advised that part-time employees have full-time commitments elsewhere; using part-time staff will provide no guarantee the hours will be covered.

After discussion, Supervisor Butler moved the Board approve the request for additional staff in the EMS Department, seconded by Supervisor Elliott, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

f. Disability Insurance Options/Resolution

The County Administrator advised the Board will need to decide, by November 1, 2013, whether the County will stay with the State's plan or opt out and move forward with a private plan; if the County elects to opt out of the State's plan, there will be no opportunity to 'opt in' and the County will be 'locked out' forever; a minimal impact will be placed on costs, as the insurance only applies to employees hired after January 1, 2014; the 'opt out' solution is cheaper than the State's proposed rates, which can change annually; should the County elect to move forward with a plan for standard insurance (VML/VACo), the cost per new employee will be \$3,185.00 per new employee hired after January 1, 2014 – the County will be saving about \$400.00 per new employee by opting out of the State's plan.

Concerns verbalized by the Board pertained to whether there will be a way to assess the current market.

It was advised that VACo has shopped the insurance market and selected a carrier; the County will be able to change companies in the future, if desired; existing County employees will remain under the VRS plan which is noted as a 'hybrid plan'. The plan offered by VRS will not offer any type of disability to the new employees; however, existing employees will be allowed to 'opt in' to the State's plan if they desire, although this may be unlikely.

In closing, the County Administrator suggested the Board elect to 'opt out' of the State's proposed plan.

After discussion, on motion of Supervisor Butler, seconded by Supervisor Weakley, the Board voted to 'opt out' of the State program and look at VACo or other insurance carrier for an insurance plan with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye

Pete J. Elliott	Nay
Jonathon Weakley	Aye

g. Culpeper Soil & Water Conservation District – Closeout of WQIF Grant

The County Administrator advised the grant funding the Culpeper Soil & Water Conservation District receives for the County's septic program has been in place since 2010; a summary of total revenue received has been provided along with total reimbursed expenditures to the CSWD (attached to minutes). Total appropriation being requested today is \$35,570.99 to be reimbursed to the CSWD.

Concerns were verbalized as to whether there was any grant funding used for any type of infiltration on sewer systems, to which it was advised today's funds were used for the Little Dark Run/Robinson River cost share program (pump out of septic systems failing within this specific watershed).

Supervisor Weakley moved the Board approve the WQIF Grant closeout in the amount of \$35,570.99, seconded by Supervisor Butler, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	

4:00 p.m. PUBLIC COMMENT OPPORTUNITY (not to exceed five [5] minutes per speaker)

Chairman Allen opened the floor for public comment.

The following citizens provided citizen input pertaining to zoning issues within the County:

- Frank Stidman
- Pat Hansen
- Bill Harvill

With no further comments being brought forth, Chairman Allen closed the public comment opportunity.

8. Board of Supervisors' Reports: Meetings Attended in Past Month:

Supervisor Weakley: PRA Monthly Meeting & Workshop Session; Skyline CAP.

Supervisor Butler: Thomas Jefferson EMS; Planning Commission; Social Services Board; Madison Town Council; Skyline CAP.

Supervisor Lackey: PRA Monthly Meeting & Workshop Session; PD9 & Living Towns Session; VACo Workshop Session; Topping Committee.

Supervisor Elliott: Madison County Planning Commission Meeting & Workshop.

Chairman Allen: Culpeper County Board of Supervisors – Discussion about the Rapidan River; Orange County has requested the portion of the river that extends to their county line be designated as a ‘scenic river’ and any adjacent localities will need to consider this process as well.

Chairman Allen advised the Board will need to enter into a closed session; any action taken as a result of the closed session will be done at the 7:00 p.m. evening session.

Closed Session:

a. Closed Session

On motion of Supervisor Butler, seconded by Supervisor Lackey, the Board moved to convene in a closed session, pursuant to Virginia Code Section 2.2-3711(A)(7), consultation with legal counsel, pertaining to actual or potential litigation, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

****Betty Grayson, Zoning Administrator, was asked to remain in the closed session****

b. Motion to Reconvene In Open Session

On motion of Supervisor Butler, seconded by Supervisor Lackey, the Board reconvened in open session, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

c. Motion to Certify Compliance:

On motion of Supervisor Butler, seconded by Supervisor Lackey, the Board certified by roll-call vote that only matters lawfully exempted from open meeting requirements pursuant to Virginia Code Section 2.2-3711 (A)(7), and only matters that were identified in the motion to convene in a closed session were heard, discussed or considered in the closed meeting, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

****Dinner Break****

7:00 p.m.

Reconvene Meeting:

Chairman Allen reconvened the meeting; all members are present and a quorum was established.

Chairman Allen advised the Board entered into a closed session prior to the dinner break.

As a result of closed session, the Board has instructed the County Administrator to look into the matter and report back to the Board.

****7:00 p.m. Public Comment Opportunity (not to exceed five [5] minutes)****

Chairman Allen opened the floor for public comment.

The following individuals provided public comment:

- William (Bill) Campbell (vehicle decals; tourism supplemental request)

With no additional public comment being brought forth, the public comment opportunity was closed.

10. Information/Correspondence (if any):

Transfer Station

- i. Update – Recycling Area**
- ii. Rates and procedures**

The County Administrator advised the Board will need to continue discussions pertaining to:

- Price sheet for 2013/2014
- Number of hangtags for property owners
- New Scale System
- Future Weigh-in process
- Establishing a volume limit

Waste Management Services, Inc., is in the process of installing wiring for the new weight system; new flooring, windows and a door will be installed at the scale house (at their expense). Additional concerns focused on procedures for small business owners; residents are being encouraged to secure their loads; there is an ongoing list of hangtags (i.e. names, addresses and tag numbers).

Discussions continued regarding disposal rates for compacted trash and commercial trash; interest has been verbalized regarding commercial recyclables, although this would call for further modifications – DEQ doesn't regulate commercial recyclables in the same manner as household recyclables. Single stream recycling is also in place at no charge to the County (as denoted in Waste Management Services, Inc. contract); if the

market rises, the County received a credit – if the market declines, there is still no charge to the County for disposal.

Concerns were verbalized as to the impact data collection may have and whether this will cause the citizens to have to pay for bagged debris; there was also a question about voided tickets – all tickets are now being kept track of.

The County Administrator explained the data compiled will show the average tonnage that a usual resident will bring in for disposal and will provide an account of the amount of debris being disposed of at the landfill.

There were also concerns as to what provisions the County has in place to ensure the correct weight is being provided; it was advised there are tickets to match to the weight being documented along with the dates – the new scales will provide a print out.

In closing, the County Administrator advised the new scales should be in place by the end of the month.

After discussion, it was the consensus of the Board to discuss a fee schedule at the September workshop session.

Bleacher Dedication: Chairman Allen reminded the Board members of the upcoming bleacher dedication.

Open House (Madison Animal Shelter): Due to conflicting obligations, the Board decided to schedule the open house at the Madison Animal Shelter on Saturday, September 28, 2013 at 11:00 a.m.

PRA: Supervisor Lackey advised of some issues pertaining to the PRA and there being a proposed agreement with the Piedmont Environmental Counsel that has some grant money to be used for clean- up and/or restoration at the Middle River property; a copy will be provided to the County Attorney for review.

11. Transfer Station (MOVED TO "INFORMATION/CORRESPONDENCE")

12. Purchasing Policy

Supervisor Butler referred to an email sent during the past month regarding a small 'rotating' contractor list for small jobs.

The County Administrator advised that all projects have been placed out for bid; to the best of his knowledge, there is no small contractor list; small purchases have been done by using the sole source purchase policy by attaining at least three (3) bids, although this wasn't needed; there is normally no advertising for small jobs within the lower price range. There is a County vendor list that allows vendors to provide name and address and the type of service(s) they offer.

Concerns were also verbalized as to whether

- Small purchases are approved and signed off by the Department Heads
- The procedure for amending a contract

The County Administrator advised that if an existing contract has extension terms in it, these terms can be considered; however, a contract cannot be renewed forever (based on State procurement laws); however, the County can elect to bid for long-term, long-standing contracts if so desired.

13. Resolution In Support of the VSBA & Norfolk City School Board OEI Lawsuit

Chairman Allen advised the school system has requested the Board act on the Resolution provided in support of the VSBA Norfolk City School Board OEI Lawsuit.

All members expressed their views regarding the OEI lawsuit and how this concept will impact the County and local school systems overall.

Supervisor Weakley moved the Board support the Resolution in Support of the VSBA & Norfolk City School Board OEI Lawsuit dated September 9, 2013, seconded by Supervisor Lackey.

Before the initial vote was called, each Board member expressed their views/concerns regarding the OEI lawsuit and the potential impact upon the County and/or school system in general.

With the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

Item 7b (from the afternoon session)

i. Resolution #2013-12 [Borrowing Resolution for \$3 Million Dollars]

ii. Resolution #2013-13 [Borrowing Resolution for \$3.8 Million Dollars]

Chairman Allen advised the Board will need to act on the two (2) resolutions presented by the Rappahannock Rapidan Community Services Board; it has been advised during several discussions that these requests will impose no debt upon the County, nor will these cause any increase in the County's contribution to the RRCSB during the future budgetary process – the building to be renovated will be the Old Boxwood Facility located along Route 29 North in Culpeper County.

Supervisor Butler motioned the Board approve Resolution #2013-12 [Authorizing the RRCSB to Borrow \$3 Million Dollars to Construct/Renovate New Facilities], seconded by Supervisor Weakley, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

Supervisor Butler moved the Board approve Resolution #2013-13 [Authorizing the RRCSB to Borrow \$3.8 Million Dollars to Construct New Facilities], seconded by Supervisor Lackey, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

14. Adjournment:

On motion of Supervisor Weakley, seconded by Supervisor Lackey, Chairman Allen adjourned the meeting, with the following vote recorded:

J. Dave Allen	Aye
Doris G. Lackey	Aye
Jerry J. Butler	Aye
Pete J. Elliott	Aye
Jonathon Weakley	Aye

J. Dave Allen, Chairman
Madison County Board of Supervisors

Jacqueline S. Frye, Clerk of the Board

Adopted on: October 8, 2013

Copied: J. Dave Allen, Doris G. Lackey, Jerry J. Butler, Pete J. Elliott,
Jonathon Weakley, V. R. Shackelford, III, Constitutional Officers

Resolution Adopted on August 13, 2013:

Resolution #2013-12 [Authorizing the RRCSB to Borrow up to \$3 Million to Construct/Renovate New Facilities]
Resolution #2013-13 [Authorizing the RRCSB to Borrow up to \$3.8 Million to Construct New Facilities]

**ADDENDUM
RESOLUTION #2013-12**

**RESOLUTION AUTHORIZING THE RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES
BOARD TO BORROW UP TO \$3 MILLION TO CONSTRUCT/RENOVATE NEW FACILITIES**

WHEREAS, the Rappahannock-Rapidan Community Services Board ("RRCSB") provides services to the citizens of its member Counties in accordance with the provisions of Sec. 37.2-500 of the Virginia Code; and

WHEREAS, the Board of the RRCSB, after an extensive feasibility study, has determined that the regional statutory services provided by the RRCSB can be better met and that long term financial benefits would accrue to the RRCSB by the renovation, expansion and new construction of facilities at the old Boxwood site, located on US Rt. 29 on property already owned by the RRCSB (the Project); and

WHEREAS, the RRCSB, in accordance with the provisions of Sec. 37.2-504.11, may only "Apply for and accept loans as authorized by the governing body of each county or city that established it"; and

WHEREAS, a loan from the Rural Development Authority, or another lender or lenders, in an amount not to exceed collectively Three Million Dollars is required for the Project; and

WHEREAS, no financial liability or other liability will be assumed by Madison County as a result of any loan or as a result of the Project;

NOW, THEREFORE BE IT RESOLVED, that the Rappahannock-Rapidan Community Services Board is hereby authorized in accordance with the provisions of Sec. 37.2-504.11 of the Code of Virginia, to borrow a sum or sums not to exceed collectively the sum of Three Million Dollars from the Rural Development Authority, or another lender or lenders, on such terms as may be deemed most advantageous by its Board, for the renovation, expansion and new construction of facilities at the old Boxwood site, located on Rt. 29 on property already owned by the RRCSB, but such authority is granted upon the express condition and requirement that no financial liability or other liability will be assumed or incurred or accrue to Madison County as a result of any loan or as a result of the Project, and that any loan shall conform in all respects to Virginia law.

Adopted this 10th day of September, 2013, on motion of Supervisor Butler, seconded by Supervisor Weakley.

J. Dave Allen, Chairman
Madison County Board of Supervisors

	Aye	Nay	Abstain	Absent
J. Dave Allen	<u> X </u>	_____	_____	_____
Doris G. Lackey	<u> X </u>	_____	_____	_____
Jerry J. Butler	<u> X </u>	_____	_____	_____
Pete J. Elliott	<u> X </u>	_____	_____	_____
Jonathon Weakley	<u> X </u>	_____	_____	_____
Attest:				

Jacqueline S. Frye, Clerk of the Board

ADDENDUM**RESOLUTION #2013-13****RESOLUTION AUTHORIZING THE RAPPAHANNOCK-RAPIDAN COMMUNITY SERVICES BOARD TO BORROW UP TO \$3.8 MILLION TO CONSTRUCT NEW FACILITIES**

WHEREAS, the Rappahannock-Rapidan Community Services Board ("RRCSB") provides services to the citizens of its member Counties in accordance with the provisions of Sec. 37.2-500 of the Virginia Code; and

WHEREAS, the Board of the RRCSB, after an extensive feasibility study, has determined that the regional statutory services provided by the RRCSB can be better met and that long term financial benefits would accrue to the RRCSB by the construction of facilities for services to persons with intellectual disabilities and for other services provided by the RRCSB on property owned by the RRCSB (the Project); and

WHEREAS, the RRCSB, in accordance with the provisions of Sec. 37.2-504.11, may only "Apply for and accept loans as authorized by the governing body of each county or city that established it"; and

WHEREAS, a loan from the Rural Development Authority, or another lender or lenders, in an amount not to exceed collectively Three Million Eight Hundred Thousand Dollars is required for the Project; and

WHEREAS, no financial liability or other liability will be assumed by Madison County as a result of any loan or as a result of the Project;

NOW, THEREFORE BE IT RESOLVED, that the Rappahannock-Rapidan Community Services Board is hereby authorized in accordance with the provisions of Sec. 37.2-504.11 of the Code of Virginia, to borrow a sum or sums not to exceed collectively the sum of Three Million Eight Hundred Thousand Dollars from the Rural Development Authority, or another lender or lenders, on such terms as may be deemed most advantageous by its Board, for construction of facilities for services to persons with intellectual disabilities, or other services provided by the RRCSB on property owned by it, but such authority is granted upon the express condition and requirement that no financial liability or other liability will be assumed or incurred or accrue to Madison County as a result of any loan or as a result of the Project, and that any loan shall conform in all respects to Virginia law.

Adopted this 10th day of September, 2013, on motion of Supervisor Butler, seconded by Supervisor Lackey.

J. Dave Allen, Chairman
Madison County Board of Supervisors

	Aye	Nay	Abstain	Absent
J. Dave Allen	<u> x </u>	_____	_____	_____
Doris G. Lackey	<u> x </u>	_____	_____	_____
Jerry J. Butler	<u> x </u>	_____	_____	_____
Pete J. Elliott	<u> x </u>	_____	_____	_____
Jonathon Weakley	<u> x </u>	_____	_____	_____
Attest:				

Jacqueline S. Frye, Clerk of the Board

Chairman
J. Dave Allen

Vice-Chairman
Doris G. Lackey

BOARD MEMBERS
Jerry J. Butler
Pete J. Elliott
Jonathon Weakley

Madison County Board of Supervisors

Ernie Hoch
County Administrator

Phillip Tartaglia
Finance Director

Jacqueline Frye
Clerk of the Board

V. R. Shackelford, III
County Attorney

302 Thrift Road
P. O. Box 705
Madison, Virginia 22727
(540) 948-7500 (ph)
(540) 948-3843 (fax)

Resolution in Support of the VSBA and Norfolk City School Board OEI Lawsuit September 9, 2013

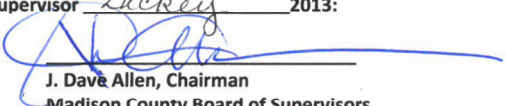
WHEREAS, in its 2013 session, the General Assembly enacted legislation, which was subsequently approved by the Governor, creating the Opportunity Educational Institution (OEI) and the Opportunity Educational Institution Board; and

WHEREAS, the legislation mandates that the OEI Board take over the supervision and operation of any local public schools that have been denied accreditation and authorizes the OEI Board to take over any local public school that has been accredited with warning for three consecutive years; and

WHEREAS, It is the firm conviction of the Madison County Board of Supervisors that this legislation violates the Constitution of Virginia in that it usurps the role of local school boards in supervising and managing the public schools of the Commonwealth; now therefore;

BE IT RESOLVED, the Madison County Board of Supervisors does hereby supports the lawsuit brought forth by the Virginia School Boards Association and Norfolk City School Board to declare the OEI legislation unconstitutional and to enjoin the OEI Board from taking any action to implement the legislation.

Approved by the following recorded vote on this 10th day of September, 2013 on motion of Supervisor Weakley, seconded by Supervisor Lackey 2013:


J. Dave Allen, Chairman
Madison County Board of Supervisors

	Aye	Nay	Abstain	Absent
J. Dave Allen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Doris G. Lackey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jerry J. Butler	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pete J. Elliott	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jonathon Weakley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Signed,



J. Dave Allen, Chairman

9/10/13

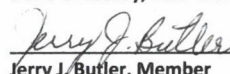
Date



Doris G. Lackey, Vice-Chair

9/10/13

Date



Jerry J. Butler, Member

9/10/13

Date



Pete J. Elliott, Member

9/10/13

Date

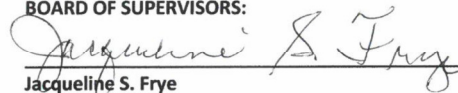


Jonathon Weakley, Member

9/10/13

Date

ATTESTED BY THE CLERK OF THE MADISON COUNTY
BOARD OF SUPERVISORS:



Jacqueline S. Frye

9/10/13

Date



Agenda

Madison County Board of Supervisors
 Tuesday, September 10, 2013, beginning at 3:00 p.m. & 7:00 p.m.
 County Administration Building Auditorium
 414 N. Main Street, Madison, Virginia

Agenda

3:00 p.m.

1. Call to Order/ Determine Presence of a Quorum
2. *Pledge of Allegiance & Moment of Silence*
3. Adoption of Agenda
4. Jack Shop: Sesquicentennial Commemoration Update
5. Monthly Reports:
 - a. Department Heads (if necessary)
 - b. Constitutional Officers (if necessary)
 - c. VDOT (if necessary)
 - d. School System (if necessary)
 - e. Bond Release (if any)
 - f. Finance Office
 - i. Certificate of Claims – General Operations (July 2013 – FY2013)
 - ii. Certificate of Claims – Debt Service (July 2013 - FY2013) [if any]
 - iii. Certificate of Claims – Tourism Enhancement (July 2013 – FY2013) [if any]
 - iv. Supplements (June 2013 – FY2013)
 - g. Minutes
 - i. #27 through #30
6. Consent Agenda – None
7. Discussion/Action Item(s)
 - a. ~~Decals on County Vehicles (ITEM REMOVED)~~
 - b. Rappahannock Rapidan Community Services Board

- i. Resolution #2013-12 [Borrowing Resolution for \$3Million Dollars]
 - ii. Resolution #2013-13 [Borrowing Resolution for \$3.8Million Dollars]
 - c. CIP
 - i. Status/review
 - ii. Appropriation
 - d. Topping fund recommendations/update
 - e. EMS staffing request
 - f. Disability insurance options/resolution
 - g. Culpeper Soil and Water close out of WQIF Grant
 - 8. Board of Supervisors' Reports: Meetings Attended in Past Month
- *4:00 p.m. PUBLIC COMMENT OPPORTUNITY (not to exceed five [5] minutes per speaker)*

- *Closed Session (if necessary) will begin at or about 4:30 p.m.*
 - i. *Motion to Convene in Closed Meeting, pursuant to Virginia Code 2.2-3711 (the specific section will be read as part of the motion to convene in a closed meeting)*
 - ii. *Return to Open Session*
 - iii. *Certification of Closed Meeting*
- *NOTE: Board Action, if necessary, resulting from matters discussed in Closed Meeting will take place during the evening session*

Dinner break from 6:00 PM. – 7:00 PM.

7:00 p.m.

Reconvene Meeting

7:00 p.m. PUBLIC COMMENT OPPORTUNITY (not to exceed five [5] minutes per speaker)

9. Information/Correspondence (if any)

~~10. Transfer Station (ITEM MOVED TO INFORMATION/CORRESPONDENCE)~~

~~i. Update recycling area~~

~~ii. Rates and procedures~~

12. Purchasing Policy

~~13. School Resolution (In Support of VSBA & Norfolk City School Board OEL Lawsuit (ITEM ADDED)~~

14. Adjournment

NOTE: Any unaddressed items from the 3:00 p.m. session will be carried over to the 7:00 p.m. session;

**Items on the agenda not specified by time will generally be taken up in order; however, they may come before or after a time specific item;*

AMENDMENTS DENOTED IN ROYAL BLUE, YELLOW HIGHLIGHT AND STRIKETHROUGH